(1)

App. F. IX—4

CLASS B

Previous Reference 1961. (Pt. B.)

File No. AFD 122

Serial Nos. FG1L61

Later References AFD 314 FNL 66.

Agriculture & Forest Department.

THE MYSORE GOVERNMENT SECRETARIAT

Serial Nos. Noting. 19. Corresp. 76.

Part B for

SUBJECT

Assignment of lands 'under land grant rules' in Chincholi Tq.

10/10/61 to 19/10/63

WD 38293—GPB—2,00,000—1-6-61

FOR PUT FOR NOTE BOOK
UNDER SECRETARY
M. N. Ansari
for Under Secretary to Govt.

A

1.4.04

Valtetile
Assistant Commissioner,
Bidar Zone and Mining Zone,
Bidar, (Bidar-R).

~~AFD 116/61~~ AFD 122 FGL 61 (2)

122 FGL

Dp. No. 7323/61 dt 7-8-61.

Letter No. B3-51-GFL-430/61 dt 3-8-61 from the cef.

1) pud is for perusal. cef has sent a copy of letter of the DFO, Gulbarga furnishing his report on the point raised in the Application of the President, Chincholi Mandal Congress Committee. from the report it can be seen ~~that from~~ that cultivation in forest area is all unauthorised.

p 5 c/f

placed below

2) In file No. AFD 5426/61 the DC, Gulbarga and the C.F., Bellary have been directed to examine these cases & submit their Joint report to Govt.,

3) further report from the cef and the DC may be awaited.

U.P.T.O

(3)

Subd., for order,

10/10 3/11/60

4) For perusal

5) P/ Send

6) Off reminder to CCF in put up for approval

20/10/61 3/23/10

7) Issued

Issued on 26 OCT 1961

26/10.

O/ no. 10587 of 17-11-1961.

8) Letter no. B3-51-GFL-436/61-62 of 15-11-1961 from the CCF put in for perusal. further report from the CCF may be awaited.

For order.

18/11/61 3/21/11

9) 2.12.61

No B3-51-GFL-436/61-62 dated 3-1-62 from CCF.

10) please see p 9/cf. In the circumstances expressed by the CCF (p9/cf), his further Report may be awaited.

11) 13.1.62

Mysore Government Secretariat

~~AFD/5426/61~~
AFD File No. 122 PGL of 1961.

[App. F. III 2

Serial No.

p. 13/cf.

pl. See the Minutes of the Minister for forest.

12 p.u.p. is for perusal.

On the points raised by the M(f) draft letters to Civil Com: Gulbarga / D.C., Gulbarga / C.F., Bellary Circle / D.F.O., Gulbarga.

Draft is put up for perusa at pages 345 c/f.

Sd/s 3

23/6 3 23/6

13) Issue the letter as amended.

Issued on 5 JUL 1961

51 7 16

14 Reminder is also put up 29/1/62

15) Issued on 16 JAN 1962 13/1/62

16/1

No 2172/LND/FOR/61-62 dated 15-2-62 from the D.C. Gulbarga.

16 In Reply to Govt letter of even no dated 5-7-61 (P 19/cf) the joint Report of the D.C.

Note.—Contn. Sheet

Serial No.

Gulbarga and the C.F. Bellary Circle, may kindly be perused in pages 23 to 47/cf. → p 23 | cf

It has been reported that 17
the entire area of the 6 villages Namely 1) Shadipur, 2) Pochawa-ram, 3) Shivarampur, 4) Mak-dumpure, 5) Venkatapur and 6) Dharmasagar, which is found to have been unauthorisedly occupied and cultivated is Govt paramboke land. It is not yet finally reserved for Forest land. After the integration of Jagir villages with the Dominion, it is reported, that the Erst-while Govt of Hyderabad had ordered that all Jagir lands should be under the control of the Forest Dept.

It can also be 18
seen from the joint Report of the D.C. & C.F. that necessary proposals for declaring the entire area of the 6 villages as Forest area is necessary.

Mysore Government Secretariat | AFD File No. 122 FGL of 1961. | [App. F. III 2

Serial No.

19 Hence, the same may perhaps be awaited.
Submitted for orders.
4/3/62 Ref para 13 n/r

20 3/12/3

21. The D.S. may kindly see M(Forests)'s minute of 6th June 1961 (P19/e) & the report called for in G.L. 9/5th July 1961 (P19/e) may be perused. In the circumstances noted by the Dy Cons and the Conservator, we may request the CCF (?) to submit concrete proposals for the distribution of the area in view of the present occupants. He may also be requested to treat this reference as immediate.

C.C. [illegible]

22. Pl. Speak 12-3-62

13/3

Let us have the remarks of the CCF on the report of the 2 Man Committee

23 U.R. to CCF No. AFD 122 FGL 61 dated 14.3.62
17/3

DEPUTY SECRETARY TO GOVT. 602-1-21 15 MAR 1962 FOREST DEPTT.

Chief Conservator of Forests in Mysore, Bangalore. Date 17/3/62 Section

No. B3 39479 22 63

16 MAR 1962

Note.—Contn. Sheet

6 (7)

24). U.O. No. B3. 51-GFL-436/61

Retransmitted:

24) The recommendations of the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle are to exclude the lands, which are already under cultivation from a number of years unauthorisedly or irregularly granted by the Revenue Department, from reservation and to declare the remaining areas as reserved forests under the Hyderabad Forest Act. To assess the extent of land under cultivation either unauthorisedly or otherwise, regular survey will be necessary and this will take sufficiently long time. Any delay to declare these areas as reserved forests will not only result in deterioration of the vegetation of the Forest but also give time for further encroachments thus depriving the Forest wealth so essential.

25) It is pointed out in this connection that the area under forest in Gulbarga District is only 4.4% which is far below the minimum prescribed in the National Forest Policy. Further regularisation of the encroachment's as "fait accompli" would encourage others to commit such irregularities. It is therefore not advisable to regularise these irregular occupations. However a Forest Settlement Officer has been appointed in Gulbarga Division to enquire into the rights and claims of the applicants. .....

.....If the notifications under Section 4 of the Hyderabad Forest Act is issued as proposed by this Department in respect of ~~th~~ all these cases it will enable the Forest Settlement Officer to settle the claims of the applicants, as per the orders issued in Govt. letter No. AFD 41 FGL 61 dated 20-11-1962.

MYSORE GOVERNMENT SECRETARIAT
NO. 9482
3 - DEC 1962
FOREST BRANCH

1/12/62

x flag 'B'

20/11

Serial No.

Letter No. 2173/LND/FOR/-61-62 of 28-8-62 of the DC, Gulbarga.

D. No. 6828/62

26) put in for perusal. It is been pointed that some difficulties are being experienced in regard to the grant of lands for purposes of cultivation which have been encroached upon unauthorisedly as well as to the regularisation of those unauthorised encroachement.

* flag 'A' 27) In this connection, the Joint Inspection report of the DC, Gulbarga & the C.F., Bellary as per the directions issued in G.O. of 5-7-1961 is for perusal. It was mentioned in the last para of the report that if the proposals are approved a regular survey of all

P 15 C/7

Note.—Contn. Sheet

the lands under the occupation of the villagers will have to be made & the extent held by each ~~encroachers~~ have to be determined & the balance earmarked for being treated as forest reserve.

28) In regard to all such unauthorised encroachments over forest lands, the report of the DC may kindly be perused.

29) However in view of paras 24 & 25, we may call for the report of the CCF on the DC's report.

for orders.

DR

11/12 30) We may obtain the remarks of C.C.F on the DC's report. A

C.W
Pl discuss.
sd
14/12/62
& Speak to
sd

2 12/12 31) Please put up draft. sd

JR 20/12/62

Mysore Government Secretariat

AFD 122 Fbr 61 9

File No. of 196 . [App. F. III 2

Serial No.

32) Off put up (Ref: para 31 n/7)

DR
21/12/62

33) Issue
JR
26/12/62

Issued on 1 JAN 1963
21/1/63

D. No. 249/63.

DO No. REV-2324 LND-61-62 of 2-1-1963 of the Divl. Commr., Gulbarga.

34) Said is for perusal. The reply from the CCF is still awaited. Hence, we may give an interim reply to the Divl Commr., Gulbarga. Off put up.

DR
9/1/63
3/1/63

Issue today
JR
10/1/63

Issued on 11 JAN 1963

35) Ref: para 4 n/7 of AFD 42 Fbr 62 placed below.

Note.—Contn. Sheet

10

File No. AFD 122 Fin of 1961.

Mysore Government Secretariat

Serial No.

The report called for in lr. dt 2-1-1963 is not yet recd., from the ccf. A DO reminder to ccf is put up.

CR
30/1/63

Issue
DR
30/1/63

Issued on 30 JAN 1963.

30/1/63

D. no. 491/63
1119/63] are for perusal.

The Q.O. note of the ccf 36 may kindly be seen vide paras 24 & 25 n/7, wherein he has furnished his remarks on the Joint Inspection note of the DC, Gulbarga & the C.F., Bellary. The ccf feels that a regular survey is necessary to find out the extent of land under cultivation either unauthorisedly or otherwise which will take sufficiently

WD 010154—GPB—PZS—8,00,000—1-10-61

(12)

AFD 122 Fbz 61

Mysore Government Secretariat

File No. of 196 . [App. F. III 2

Serial No.

long time. Hence in order to avoid any delay in the matter of declaring these areas as reserved forest, the cef feels that the area may be notified u/s 4 of the Hyderabad forest Act, for, a free the issue of the notifn u/s 4, the F.S.O. will have full discretion to exclude any area from the final reservation proposal, & he can dispose of the cases of the persons, who are cultivating the land unauthorisedly or otherwise on the merit of each case.

1646
13 FEB 1963

37) Hence, the cef requests that the DC, Gulbarga may be ~~directed~~ asked to agree to the above proposal. However before we take further action, RD may see.

Office of the Registrar R.D.
Date. 11 FEB 1963

Note.—Contn. Sheet

CR 5/2/63 3/2 RD) 9/2/63

12

(13)

File No. AFD 122 · FGL of 1961.

Mysore Government Secretariat

Serial No.

Rev. B.

A copy of C.C.F. letter dt. 1-2-63 has been taken and remarks of the Dnl. Commr, Gulbarga Dn. have been called for in this Dept. File No. RD.8.LGD.63/A. After receipt of remarks of the Dnl. Commr this Dept's opinion will be given. With this information this file may be returned to AFD. 58

19/2/63
20/2/63

CWS to please bring up with the file referred to at 'A'
21/2 39

In the circumstances stated by the C.C.F. in his letter dt. 1-2-63 — Flag A
R.D. may agree to issue of the notification under section 4 of the Upper Tungabhadra Forest Act so that the Forest Settlement Officer may have further direction to exclude any area from the final reservation proposed and dispose of cases of persons, who are cultivating 40

25/2/63

WD-010154—GPB—PZS—8,00,000—1-10-61

Assignment of Forest lands under Land grant Rules in Chincholi Tk. (14)

Mysore Government Secretariat

File No. 127 GL of 1961 [App. F. III 2

Serial No.

DEPUTY SECRETARY TO GOVT. No 1930 27 FEB 1963 REVENUE DEPTT.

2061 REVENUE DEPARTMENT

the lands unauthorisedly or otherwise on the merits of each case

27.2.63 25/2

Secy

42) Pl bring up with the Hyderabad Forest Act.

28/2/63

2.3.63

43 The proposal on this file is to issue a Notification under Section 4 of the Hyderabad Forest Act covering all the areas referred to in the notes of Joint Inspection sent by the Deputy Commissioner, Gulbarga, under cover of his letter dated 15-2-62, (pages 23 to 45 of the current section of the file). It could be seen from the notes of joint inspection that some of the areas are under occupation authorisedly or unauthorisedly. It was initially proposed that those lands which are already cultivated may be excluded from the purview of the Notification to be issued under Section 4 of the Hyderabad Forest Act. If this were to be done the authorities of the Revenue Department could enquire into the claims of the persons in actual occupation of the lands and either confirm the grants in their favour or evict them as the case may be with reference to the standing orders on the subject.

The issue of such a Notification would, however, necessitate the conduct of a survey to determine as to which of the areas are actually under cultivation and

Note.—Contn. Sheet

Assignment of Forest lands under L.G. rules. Chinnathi Tadale

(15)

14

File No. RO 8 LG 863 of 196 .

Mysore Government Secretariat

Serial No.

which are not. The Chief Conservator of Forests has, therefore, suggested ~~under~~ ~~over~~ in ~~of~~ his letter dated 1-2-63 at page 60 of the current section that all the areas may be notified and that the Forest Settlement Officer might exclude after enquiry, the areas already under cultivation from the final reservation. If the suggestion of the Chief Conservator of Forests were to be accepted, it would mean that the Forest Settlement Officer would have to examine the rights of persons even in the areas in which normally the Revenue Officers would have conducted the enquiries as such areas are at the moment revenue land. This would unnecessarily lead to a large number of enquiries having to be conducted by the Forest Settlement Officer and at the same time it would also mean that the normal jurisdiction of the Revenue Officers to dispose of cases ~~re~~ relating to the Government lands would be taken away.

44) I, however, agree that it would take a long time if a detailed survey is to be conducted but at the same time I feel that if a Notification is issued covering all these areas the enquiries would get dragged on indefinitely leading to considerable delay in determining the rights of the persons now on the land. I therefore suggest as a compromise that such of the areas as are under occupation and as could be defined clearly and specifically either by their Survey Nos. or in like manner may be excluded from the Notification and only the marginal cases and those that are definitely not under occupation might be notified under Section 4 of the ~~Trust~~ Forest Act. If the suggestion were to be accepted the responsibility of the Forest Settlement Officer would be limited to only those cases which are found in the marginal areas. In other words, the persons in

WD-010154-GPB-PZS-8,00,000-1-10-61

Serial No.

occupation of the lands would get their rights determined at the hands of the Revenue Officers in those cases in which there is a large area in a determinable tract under their occupation and at the hands of the Forest Settlement Officers in the marginal cases. The Secretary A & F.D. may kindly see for remarks on whether the course of action now suggested would meet the requirements of the Forest Department. If it does, the Deputy Commissioner will be requested to prepare in consultation with the District Forest Officer, the schedule of properties that are to be brought under the Notification to be issued under the Forest Act keeping in view the principles now indicated.

7/3/63
Revenue Secretary.
6-3-63.

2061

AGRICULTURE & FOREST SECRETARY
1208
7 MAR 1963
GOVERNMENT OF MYSORE

45) Secretary A & FD — Dcs. (Forests) to put.
Examine and put up a note very early.

Dcs (Forests)

14/3/63

Y. C. HONNALAYYA
Secretary to Government,
Agriculture & Forest Departments.

46) As directed, a detailed note of the case is put up separately. A decision has to be taken now agreeing or otherwise with R. Dis note

16/3/63 18/3

47. DS 19-3

48. Secy

19/3/63

Note.—Contn. Sheet

16

(17)

File No. AFD 122 FGL of 1961. 849563

Mysore Government Secretariat

Serial No. 49.

I have perused the joint inspection report of the Conservator of Forests, Bellary and the Deputy Commissioner, Gulberga District. I am in agreement with the opinion expressed by them that the lands which are under cultivation for over three years as on 1-4-1961 whether authorisedly or otherwise may be released for cultivation.

F 1484/63

50

A suggestion has been made in the joint report that a regular survey may be conducted in respect of all the lands under occupation so that the remaining area may be notified as reserve forest. But the Chief Conservator of Forests proposes that the entire area may be notified under section 4 of the Hyderabad Forest Act so that the forest settlement officer might be able to examine each case and decide on merit. Either conducting a regular survey at this juncture or bringing the entire area under notification under section 4 of the H.F.A. would be an impracticable suggestion as it would involve inordinate delay and cause a good deal of inconveniences to the land holders who are already cultivating the same from a pretty long time as it would mean interference with their rights over the holdings. I am therefore inclined to agree with the view of the Revenue Secretary (para 44) that such of the areas as are under occupation and could be defined clearly and specifically may be excluded from the notification and only the marginal lands and those that are under cultivation for less than three years as on 1-4-1961 as also those not under occupation may be notified under section 4 of H.F.A.

B. Rachaiah 22/5/63
Minister for Forests & Fisheries.

DEPUTY SECRETARY TO GOVT. NO 942/59 25 MAY 1959 AGRICULTURE & FOREST DEPTT.

A

AGRICULTURE & FOREST SECRETARY 2708 24 MAY 1963 GOVERNMENT OF MYSORE

Secretary to Government,
A & F Deptts.)

R.D

27/5/63

WD-010154-GPB-PZS-8,00,000-1-1960.

Assignment of Forest lands in Chincholi Taluk [App. F/III 2 Bangalore]

Mysore Government Secretariat

File No. 122 F9L61 of 196 J R&L G&63

17

Serial No.

53. The Minister for Forests has agreed with the suggestions of R.S in para 44/N.7. [please see portion marked 'A' in the previous page]. The file will be returned to A & F Deptt, after perusal, for issue of orders according.

31/5

D.S. 1.6.63
D.S.R.D

R.S.

54 As this is an important issue the HR may also please see before the papers are returned to the A & FD for taking further action.

From para 43 N/S

2/6/63
N. NARASIMHA RAU,
Secy., Rev. Dept.

55 MR 10/6/63

M. V. KRISHNAPPA,
Minister for Revenue.

12/6/63

12.6.63

12/6

Note.—Contn. Sheet

DEPUTY SECRETARY TO GOVT. No. 4540 1 JUN 1963 REVENUE DEPARTMENT

SECRETARY TO GOVERNMENT No. 5503 8 JUN 1962 REVENUE DEPARTMENT.

SECRETARY TO GOVERNMENT No. 5691 12 JUN 1963 REVENUE DEPARTMENT.

OFFICE OF THE MINISTER FOR REVENUE 2291 5 JUN 1963 BANGALORE

18 Assignment of Forest Land to Chinchali Tanda

File No. 122 FGL (4) of 1968 & Leg 63

Mysore Government Secretariat

(19)

Serial No.

Reference Para 54 NF

56 The PPS may be returned to AH&F

56

12/6/63

A+7 (Court) 14/6

GOVT. SECRETARIAT 494 14 JUN 1963 FOREST DEPT. (TAPPAL SECTION)

57) W/r to the decision arrived at vide paras 43 onwards, Off letter 31/C to the DC, Gulbarga is put up

JR 14/6/63

OR 15/6

58) Draft may be approved.

17/6.

JR 19/6/63

DS

19.6.

Secy.) 59) W/r DC, Gulbarga

21.6

JR 21/6/63

Issued on 22/6/63

25/6

Instructions of the Forest Minister on phone. (60)

A G.O may also be issued incorporating the orders contained in Paras 49 to 55.

JR 8/7/63

DEPUTY SECRETARY TO GOVT. AGRICULTURE & FOREST DEPTT. NO. 3557 19 JUN 1963

AGRICULTURE & FOREST DEPTT. NO. 3102 20 JUN 1963 GOVERNMENT OF MYSORE

WD-010154—GPB—PZS—8,00,000—1-10-61

AFD 122 FM 61 (203) 19

Mysore Government Secretariat

File No. 8 L 9 263 of 196 [App. F. III 2

Serial No.

61) As directed, draft G.O is put up.

PR 9/7

62) Draft may be approved.
(Ref to Para 60-61) N.F.

JR
10/7/63

D.S.

11.7.

Secy. Appr. RSS
17.7

JR
17/7/63

G.O. Issued on 30.7.63.

30/7

DEPUTY SECRETARY TO GOVT. AGRICULTURE & FOREST DEPTT. NO 4107

AGRICULTURE 3502 GOVERNMENT

B
19/10/63

Note.—Contn. Sheet

Chincholi Mandal Congress Committee
Taluka Chincholi
13-1-1961

To,

The Hon'ble Shri K. F. Patil B.A.,
Minister for Forests, Mines and Transport.
Govt of Mysore.
Taluka Chincholi

C.C.F for a report

Subs. Navalami Lands etc.

Dear Sir,

On the basis of various representations received by me, I beg to submit these few lines for your kind and immediate action.

Our Taluka has rich forest area and it is most welcome that Govt is implementing new afforestation schemes. But at the same time, the overzeal of the Forest department officials in ~~[illegible]~~ in causing great hardships to poor and helpless cultivators.

Some landless persons, with the only view that as they are landless and for their livelihood, they may get the patta out of the Govt lands have suffered great difficulties to prepare the lands for cultivation. In fact these land were not at all included in Forest areas nor it was made known to the General public. In some villages like Machchunpur and Shirwadfally of our Taluka which were Jagir villages previously, no records are available to show that the lands in dispute are forest lands. The cultivators are cultivating these lands since more than 30 to 40 years. The Forest authorities under the pretext of the lands being included in Reserved Forest area are harassing the cultivators by putting fellows in these lands. The similar representation is received by me Kashinath Govinder Lambada of Nusrampalli regarding the land S.No. 2 of Manikpur of Taluka Chincholi. The copy of an application addressed to Deputy Commissioner Gulbarga is enclosed herewith which reveals the facts about the case. The Rules and procedures are meant for the benefit of public at large.

GOVERNMENT SECRETARIAT
No. 1116
13 JAN 61
FOREST BRANCH

(22)

The public of our Taluka are facing gr[redacted] for fuel and other useful timber, a[redacted] higher rates they are not available to them. This [redacted] demands your Honour's kind attention.

Your Honour is requested that these matters be considered favourable and the Forest Officials be instructed to be sympathetic towards the public relaxing the rigidity of the rules to certain extent; and your Honour is further requested to decide the navlaoni cases and instruct the forest officials not to disturb the possession of poor cultivators in the disposal of the cases.

Hoping the favourable action.

Yours faithfully

Sd/ 13-11-61

Sd/-
President Chinchali
Mandal Congress Committee
Taluka Chinchali
Ambhonga Dist.

Encl. one copy of application.

B.3.

B 4

Memo No. 1116

Forwarded to the Chief Conservator of Forests, Bangalore, for a report.

Under Secy: to Govt:
A & F. Dept:

Sd/ 25/V

88 2/3

26-2-61

037174
89.

Sd/ 2/2

Return 12/4/61

2.3.61

(23)

3

MYSORE GOVERNMENT SECRETARIAT
NO. 7323
7 AUG 1961
FOREST BRANCH

(3)

No.B3- 51-GFL-436/61 Chief Conservator of Forests Office,
Encl one + pelis Bangalore, 3-8-1961.

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

AGRICULTURE & FOREST DEPARTMENT
No. 10 Encls
TAPPAL SECTION
Date 9/8
A G S

Sir,

Sub:-Request of the President, Mandal Congress Committee, Chincholi Taluka not to disturb the rayots from the lands under cultivation by them from a number of years.

Ref:-Your memo No.AFD 1116 dated 24-2-1961.

--

I enclose a copy of letter No.SYC 6/1631 dated 17th June 1961 from the District Forest Officer, Gulbarga furnishing his report on the points raised in the application of the President, Chincholi Mandal Congress Committee. I agree with the remarks of the District Forest Officer. From the report it can be seen that cultivation in the Forest areas is all unauthorised. However, Government in their No.AFD 5426/61 dated 5-7-1961 have directed the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary to examine these cases and to submit their joint report for consideration of Government. The Conservator of Forests, Bellary is being expedited in the matter.

The application is returned herewith.

Yours faithfully,

V. S. Rai Kim

Chief Conservator of Forests.

2/8

AS/23/7(3)

COPY of letter No.SYC 6/16 ~~2~~F dated 17th June 1961 of the Divisional Forest Officer, Gulbarga, addressed to the Conservator of Forests, Bellary Circle,Bellary.

:-0-:

Sub:- Request of the President , Mandal Congress Committee, Chincholi not to distrub ryots from the lands cultivated by them.

Ref:- Your letter No.~~F~~FL 152/60-61 dt. 20-6-1961

:-0-:

The application generally mentions of several existing cultivations in forest blocks for a varied number of years. Most of Forest areas concerned are Jagir blocks handed over to the Forest department and no records exist to show the right of pattadars. Most of the cultivations are recent and the fact that "Shivai Jamabandi" (Penal assessment) is recovered almost in all cases proves that the cultivations are unauthorised.

Pillars are erected to demarcate the Forest Boundaries which were not demarcated in the past on the ground. Erecting pillars is meant to specify the Forest boundaries and not to harass cultivators.

Representation of Kashnu S/o Govinda has been rejected because he had clared land and started cultivation in felled coupe of Kusrampalli series. He has been evicted.

Since rules and regulations are meant to be enforced by the paid employees, there is no question of relaxing them to benefit either individuals or a group of people. Hence there is no point in relaxing rigidly of rules.

The subject of supply of fuel and useful an timber to residents of Chincholi has been dealt at large in reports sent through this office No.~~2~~
Arrangements are already made to open a depot at Chinchc

P.T.O.

with a view to make available firewood at concessional rate and timber at maket rates to residents of Chincholi town. But the demand from the public is most discouraging as seen from the lack sales in the depot since last year.

All these questions have been discussed at length during the visit of the Hon'ble Minister for forests at Chincholi. It is therefore requested that the application may be recommended to be filed.

The original application is submitted herewith for kind perusal.

****

No.G.FL.152/61-62.

Office of the
Conservator of Forests,
Bellary Circle,Bellary,
July 1961

Copy (in duplicate) is submitted to the Chief Conservator of Forests, Bangalore with reference to his letter No.B3.51-FFL 436/61 dt. 5-5-1961. In view of the facts reported by the Divisional Forest Officer,Gulbarga the application of the Praisent, Mandal Congress Committe, Chincholi may kindly be filed. The application is resubmitted herewith.

Conservator of Forests.

JHC.9/vii.

M. G. S. App. F VI—G. 2]

SUBJECT: p. 3 c/f

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 195.

Date of issue 26 OCT 1961 195

Signed by.....

May this be—
(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No. AFD 122 FDL 61

Proceedings of the Government of Mysore

26 OCT 1961

Read—

w/r to your letter No. B3-51-GFL-436/61 d/ 3-8-61 on the above subject, I am directed to request you to submit the report, as promised by you without delay.

Order thereon.—No.

U/S AFF

20/10/61

3 2B3/LO

No.B3- 51-GFL-436/61-62 Chief Conservator's Office,
Bangalore, dated 15 11-1961.

MYSORE GOVERNMENT SECRETARIAT
NO. 1058
17 NOV 1961
FOREST BRANCH

AGRICULTURE & FOREST DEPARTMENT
No. 6
TAPAL SECTION

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Sir,

Sub:- Request of the President, Mandal Congress Committee, Chincholi Taluk not to disturb the ryots from the lands under cultivation by them for a number of years.

Ref:-Your letter No.AFD 122 FGL 61 dated 26-10-1961.

The Conservator of Forests, Bellary Circle had promised to inspect the areas jointly with the Deputy Commissioner, Gulbarga during the latter part of October and to submit his report. His report is awaited. He is being expedited in the matter. On receipt of his report final reply will be submitted to Government.

Yours faithfully,

Chief Conservator of Forests.

AS/14/11(3)

(28)

No.B3-51-GFL-436/61-62 Chief Conservator's Office,
Bangalore, dated 3-12-1961

MYSORE GOVERNMENT SECRETARIAT
NO. 162
5 JAN
FOREST BRANCH

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Sir,

Sub:-Request of the President, Mandal Congress Committee, Chincholi Taluk not to disturb the ryots from the lands under cultivation by them from a number of years.

Ref:-Your letter No.AFD 122 FGL 61 dated 26-10-1961 and this office letter of even number dated 15-11-1961.

I enclose a copy of letter No.GFL-152/61-62 dated 1-12-1961 from the Conservator of Forests, Bellary Circle, on the above subject for perusal. It is reported that the Deputy Commissioner, Gulbarga has expressed his inability to attend to this enquiry till the general elections are over. However in the meanwhile, the Conservator of Forests, Bellary Circle, is being asked to prepare a list of such cases where there is dispute with regard to the ownership of the land and to furnish his remarks in the matter.

Yours faithfully,

for Chief Conservator of Forests.

AS/29/12(3)

Copy of letter No.GFL-152/61-62 dated 1-12-1961 from the Conservator of Forests, Bellary Circle, Bellary to the Chief Conservator of Forests in Mysore, Bangalore. 129

Sub:-Request of the President, Mandal Congress Committee Chincholi Taluk not to disturb the ryots from the lands under cultivation by them for a number of years.

Ref:-Your letter No.B3-51- GFL-436/61-62 dated 15-11-1961 addressed to the Secretary to Government, Agriculture and Forest Department, Bangalore and copied to this office.

Adverting to above cited reference, I write to state that during my recent camp in Gulbarga Division, I contacted the Deputy Commissioner, Gulbarga for completing the joint enquiry and spot inspections. The Deputy Commissioner was of the opinion that the whole matter is very complicated and needs an independant Commission to go through, unless the Deputy Commissioner and Conservator of Forests can find time to attend this work exclusively for about a month. In any case, the Deputy Commissioner said that he cannot attend this enquiry till the general elections are over as he is fully engaged with the arrangements.

No. 86/61 F/

(13) (30)

ister for Forests

Minute

Dated.....6th....June.....1961.

MYSORE GOVERNMENT SECRETARIAT
NO 5426
12 JUN 1961
FOREST BRANCH

I visited Chincholi Forest area on the 29th May 1961 along with the Minister for Excise, Prohibition and Rural Industries; the Deputy Commissioner, Gulbarga; the Conservator of Forests, Bellary Circle; the District Forest Officer, Gulbarga and other officers. I found that a large extent was under cultivation by the villagers of 6 to 7 villages living in the forest area. There are a number of disputes with regard to the ownership of the land. In most of the cases it was seem represented to us that they had purchased the land from the previous owners and are cultivating the same for the last 10 years. The Officers of the Forest Department stated that the ownership of the Jagir lands vests in the Government after the abolition of Jagirs in Hyderabad area and that the Jagirdars have also received compensation from the Government. To this, the villagers represented that they had purchased the lands before the vesting of the ownership of the Jagirs in Government and therefore, they have got prior right over the properties. I found that all of them are illiterate and ignorant ryots.

DEPUTY SECRETARY TO GOVT.
NO 805/G
9 - JUN 1961
AGRICULTURE & FOREST DEPTT.

The Forest Department is at present surveying the whole area and for this purpose a Forest Settlement Officer has been deputed.

Since there are many disputes with regard to the ownership of land, it is better to examine individual cases before any decision is taken in the matter. A directive may therefore be issued to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, to jointly examine the cases in dispute and send their opinion with regard to the right tittle

and.....

and ownership of the disputed properties and also the area under cultivation.

H.S. Mudhappa
MINISTER FOR FORESTS

Secretary,
Agriculture & Forest
Department.

AGRICULTURE & FOREST SECRETARY
No. 1360
8 JUN 1961
GOVERNMENT OF MYSORE

DS

Appendix F. G.—1]

SUBJECT.....

Diary No. of letter replied to .....

Mysore Government Secretariat.

( )

the 195

Date of issue: 5 JUL 1961

Signed by.....

5 JUL 1961

I am directed to state that when the H.M. (Fat) visited Chincholi Fauji area on 29th May 1961 he found that a large extent of the area was under cultivation by the villagers of 6 to 7 villages living in the forest area. (2) There were a number of disputes with regard to the ownership of the land. The cultivators of the land also represented to the Hon'ble M.(F) that they had purchased the land from the previous owners and that they were cultivating the same for the last ten years. While the officers of the Forest Dept

List of enclosures .....

Copied by .....

Examined by .....

Section

File No.

Serial No.

No. AFD 5426/61 5 JUL 1961

To

~~1) Divl. Commr., Gulbarga~~

~~2)~~ Dy. C., Gulbarga

3) C. F., Bellary Circle

~~4) D.F.O., Gulbarga~~

~~5) F.S.O. "~~

Sir,

~~It is brought to~~

It has come to the notice of Govt., that a large extent of area in Chincholi Fauji is under cultivation by the villagers of 6 to 7 villages living in the Chincholi forest area. There are a number of disputes

with regard to the ownership of the land. In most of the cases, it ~~was brought~~ has been represented that they had purchased the land from the previous owners and ~~that they~~ are cultivating the same for the last 10 years. It was brought to the notice of Govt., that all of them are illiterate and ignorant ryots.

Since there are many disputes with regard to the ownership of land, it is better to examine individual cases

were of the view that the Jagir lands in the Deccan area ~~and~~ vested in the Govt after the abolition of Jagirs ~~and~~ after enfranchisement were given to the Jagirdars. The villagers represented that they had purchased the lands before the abolition of Jagirs and that they had prior rights over the properties. In view of this position and also in view of the fact there are many disputes with regard to the ownership of the land Govt consider that it is better to examine individual cases before any decision is taken in the matter. Govt therefore feel that the Dy Comrs Gulbarga and the Commr of Jnt Revenue Circle should jointly examine the cases in dispute and send their opinion to Govt with regard to the right, title and ownership of the disputed properties and also the area under cultivation.

I am in the circumstances to request you to take immediate steps to examine the cases jointly and submit for the consideration of Govt the joint report as suggested above with the least possible delay.

Yours faithfully

Secy

yours to

to the Dy Comr Gulbarga Dist

the ~~Collr~~ Gulbarga

Appendix F. G.—1]

(17) (34)

SUBJECT.....

Diary No. of letter replied to .....

Mysore Government Secretariat.

( )

the *195* .

Date of issue.....

Signed by.....

List of enclosures .....

Copied by.....

Examined by .....

Section

File No.

Serial No.

No.

To

before any decision is taken in the matter. The D.C., Gulbarga and the C.F., Bellary Circle are requested to examine the cases in dispute & Jointly & send their opinion with regard to the right title & ownership of the

disputed properties & also the area under cultivation.

A detailed report may kindly be sent to your at an early date.

Y/f

A.S., A&F

Copy to:-

1) C.C.f

2) R.D.

23/6 23/6

19 36

GOVERNMENT OF MYSORE

No 5426/61

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 5 JUL 1961 *196* .

FROM

The *Secretary to the Government of Mysore,*
Agriculture & Forest Department.

To

1. The Deputy Commissioner, Gulberga.
2. The Conservator of Forests, Bellary Circle.

Sir,

I am directed to state that when the Minister (Forests) visited Chincholi Forests area on 29th May 1961 he found that (1) a large extent of the area was under cultivation by the villagers of 6 to 7 villages living in the forest area and (2) there were a number of dispute with regard to the ownership of the land. The cultivators of the land also represented to the Hon.Minister(Forests) that they has purchased the land from the previous owners and that they were cultivating the same for the last ten years. While the officers of the Forest Department were of the view that the jagir lands in Hyderabad area visited in the Government after the abolition of Jagirs and after compensation was paid to the jagirdars the villagers represented that they had purchased the lands before the abolition of jagirs and that they had prior right over the properties. In view of this position and also in view of the fact there are many disputes with regard to the ownership of the land, Government considers that it is better to examine individual cases before any decision is taken in the matter. Government therefore feel that the Deputy Commissioner, Gulberga and the Conservator of Forests, Bellary Circle should jointly examine the cases in dispute and send their opinion to Government with regard to the right, title and ownership of the disputed properties and also the area under cultivation.

I am in the circumstances to request you to take immediate steps to examine the cases jointly and submit for the consideration of Government the joint report as suggested above with the least possible delay.

Yours faithfully,

sd/-
(S.V.Prabhu)
Under Secretary to Government,
Agriculture & Forest Department.

Copies to:-

1. The Divisional Commissioner, Gulberga.
2. The Chief Conservator of Forests, Bangalore.
3. The Forest Settlement Officer, Gulbarga

(S.V.Prabhu)
Under Secretary to Government,
Agriculture & Forest Department.

5/7

5/7.7.61.

GOVERNMENT OF MYSORE.

(37)

Reminder No.
No. AFD 5426/61

Mysore Government Secretariat,

Bangalore, Dated the 16 JAN 1962 (21)

From

The Secretary to the Govt. of Mysore,
Agriculture & Forest Department.

To

The Chief Conservator of Forests,
Bangalore.

Sub:- Land disputes

I am directed to invite reference to Government Letter of even No. — dated 5.7.61 on the subject noted above and to request that the report called for may be furnished to Government without further delay.

Yours faithfully,

for ~~Deputy~~ Secretary to Government,
Agriculture & Forest Departments.

O/c

Issued
14/1

DV/14.11.

MCF/MS.300.

GOVERNMENT OF MYSORE

Office of the
Deputy Commissioner,
GULBARGA

Date 15th February 1962

No. 2173/LND/FOR/61-62.

Encl. One report.

MYSORE GOVT. SECRETARIAT AGRL. SECTION 37 17 FEB 1962

MYSORE GOVERNMENT SECRETARIAT No. 1598 22 FEB 1962 FOREST BRANCH

To
The Secretary to the Government of Mysore,
Agriculture & Forest Department,
Vidhana Soudha,
BANGALORE.

Sir,

With reference to your letter No: AFD 5426/61 dated 5th July 1961, I have enclosed herewith a copy of notes of inspection of lands, alleged to have been unauthorisedly cultivated in seven villages of Chincholi Taluk in Gulbarga District, jointly conducted by me and the Conservator of Forests, Bellari Circle, Bellari, on 13th February 1962, as directed by Govt., for favour of your perusal and taking further necessary action. The receipt of the same may please be acknowledged.

Yours faithfully

(I.P.Mallappa)
Deputy Commissioner, Gulbarga

Notes of Inspection of lands alleged to have been un-authorisedly cultivated in seven villages of Chincholi Taluk, Gulbarga District, jointly conducted by the Deputy Commissioner, Gulbarga, and the Conservator of Forests, Bellary Circle, Bellary, on 13th February - 1 9 6 2.

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As directed by Government in their Order No.AFD 5426/61 dated 5th July 1961, we the Deputy Commissioner, Gulbarga District and the Conservator of Forests, Bellary Circle, Bellary, visited on 13th February 1962, Shadipur, Shivarampur, Makhdumpur and Pochawaram villages of Chincholi Taluk, in company with the Divisional Forest Officer and the Tehsildar, Chincholi, inspected the area, heard the villagers, who are found to have un-authorisedly occupied Government lands and cultivated the same, made on the spot enquiries and perused relevant references that were available in the Revenue Department and the Forest Department on the subject and after going into the matter in detail and having due regard to all the facts and circumstances of the cases, record our observations, as indicated below, in respect of the cases pertaining to the 6 villages of Chincholi Taluk, Gulbarga District.

We did not consider it necessary to visit Venkatapur and Dharmasagar villages for the reason that the extent of land un-authorisedly occupied by the villagers is reported to be negligable. Nevertheless, we have recorded our views in respect of the lands un-authorisedly occupied in these two villages also.

1) <u>SHADIPUR.</u> This was a Jagir village integrated with the Diwani in the year 1950, after the abolition of the Jagirs by the Erstwhile Government of Hyderabad. The extent of land comprised in this village is 6,399 acres 13 guntas, of which an extent of 5,285 acres

22 guntas of land is held by individuals, residing in the village on Pattas (Hidulvali). The statistics maintained in the Taluk office, Chincholi indicate that there is 820 acres 18 guntas of Government waste land and 236 acres 34 guntas of Gairan land in this village. The Divisional Forest Officer, Gulbarga has proposed that an extent of 418 acres 20 guntas of land comprised in S.No-s. 123/1 and 124 may be notified as Forest area under Section 4 of the Hyderabad Forest Act. In this S.No., an extent of 206 acres has been un-authorisedly occupied ~~occupied~~ and cultivated by the residents of Shadipur village and this un-authorised occupation has been there for over 6 years. Siwai Jamabandi as per Land Revenue rules is being levied and it is being recovered since the time of encroachment. Even if this portion of 206 acres, is assigned as per Land ~~Land~~ Grant rules in favour of the persons, who have un-authorisedly occupied the same since a long number of years, still an extent of 392 acres will be available to the Forest Department, for being reserved as Forest ~~xxx~~ area. In addition to this, the entire extent of land available in S.No. 124 i.e., 25 acres 38 guntas is also in tact and has not been encroached upon. This land also will be available to the Forest Department. In view of this, we consider that there can be no objection to the land (206 acres) comprised in S.No. 123/1 and occupied and cultivated by the villagers since a long number of years, that is, even prior to the Reorganisation of States, being granted to the persons, who have un-authorisedly occupied the same, after recovering from them occupancy price as per rules in force. This is also found to agree with the proposals already sent by the Forest Department, and recommended to the --

Divisional Commissioner, for taking further necessary action under Section 4 of the Hyderabad Forest Act.

2) POCHAWARAM. This was also a Jagir village, integrated with the Diwani after the abolition of the Jagirs in the year 1950, by the Erstwhile Government of Hyderabad. In this village, the entire extent of 195 acres 18 guntas of land comprised in S.No. 42 (Parampoke) has been proposed by the Forest Department for being reserved as a Forest Block under Section 4 of the Hyderabad Forest Act. But, before the Re-organisation of States, the then Collector of Gulbarga, vide his Order No. 8698 dated 29-9-1953, has sanctioned the assignment of 80 acres of land comprised in this S.No. and accordingly the land has been assigned in the year 1953 and necessary entries also have been made in the Settlement Records. The Forest Department has also been informed of this. It is seen from the records maintained in the Forest office, Gulbarga, that the Rural Reconstruction Department of the Erstwhile Government of Hyderabad had ordered, Vide Rural Reconstruction Department Notification No. 253 dated 1-10-1951, issued under Section 29 of the Hyderabad Forest Act 1355 Fasli -- (11 of 1355 Fasli), published in Official Gazette No.42 dated 15-10-1951, that the entire extent of land comprised in this S.No. be declared as a protected forest area. It is not understood how, in theface of the Notification issued by the Rural Reconstruction Department of the Erstwhile Government of Hyderabad, the then Collector of Gulbarga, ordered in the year 1953 for the assignment of 80 acres of land comprised in this S.No. However, it is seen that the assignments so made by the Collectors in contravention of the standing orders were brought to the notice of the Board of Revenue of the Erstwhile Government of Hyderabad, and from a copy of

(Copy enclosed)

the letter No. 4/11 dated 14-4-1952, addressed by the Secretary Board of Revenue of the Government of Hyderabad, to all the Collectors, Deputy Collectors and Tehsildars, it is seen that they, with a view to avoiding further complications and damage to Forest areas in future, instructed the local officers to see that the lands proposed for being reserved as Forest area, are not disposed of without the consent of the Forest Department. From the tenor of the letter addressed by the Board of Revenue of the Erstwhile Government of Hyderabad, it looks as though that the assignment which had been made by theCollectors were not annulled or withdrawn, but only a direction was given to the local officers to take care to see that the lands proposed for being reserved as Forest Blocks, were not disposed of as per rules, without consulting the Forest Department. In view of this, assignment of 80 acres of land ordered by the then Collector in the year 1953, cannot at this distance of time by any means, be questioned or cancelled. It is also doubtful whether the Government of Mysore being the successor to the Erstwhile Government of Hyderabad in respect of these areas can at this distance of time,order for the cancellation of the order so passed by the then Collector. It is also seen from the records and from the enquiries made on the spot that a further extent of 21 acres has since been occupied un-authorisedly and cultivated by some persons in this S.No. It is also seen that Siwai Jamabandi is being levied in respect of this portion of the land and that it is being recovered also. Such un-authorised occupation has been there since over 6 years. Receipts produced by some of the villagers, who have occupied these lands in respect of Siwai Jamabandi paid, were also perused at

the time of our visit. As the occupation of these lands is for over 6 years, it is doubtful whether any effective action can be taken now for the eviction of these persons from the lands. According to the New Grant Rules, the persons who are in possession of the lands for over 6 years, cannot be dispossessed and the lands occupied by them will have to be granted to them on Pattas. So, excluding this area also, only an extent of 94 acres 18 guntas of land will be available to the Forest Department, for being reserved as a Forest area. Whether this small extent of land can be reserved as a Forest area and whether it can be economical to do so, is a matter to be examined by the Forest Department. If it is considered advisable to reserve the same as a Forest Block, it may be done. Otherwise, this extent of land also will have to be assigned to intending cultivators as per Land Grant Rules.

3) SHIVARAMPUR. This was also a Jagir village integrated with the Diwani in the year 1950, after the abolition of the Jagirs by the Erst-while Government of Hyderabad. The Forest Department has submitted proposals for the reservation of the entire extent of land comprised in S.No. 56 (Parampoke), the entire land comprised in S.No. 35, which is Gairan and the entire extent of land comprised in S.No. 64, which is reported as Kharij Khata (Assessed Waste), but is a Patta land. The entire extent of land thus proposed for being reserved as Forest area is 578 acres 31 guntas. S.No. 35 is Gairan and it cannot be reserved as a Forest area. S.No. 64 is a Patta land and, therefore, it also cannot be reserved as Forest Block. In S.No. 56, according to the Revenue records an extent of 302 acres of land has been unauthorisedly occupied and cultivated by the villagers of Shivarampur. Un-authorised occupation has been there for over 6 years

in respect of 81 acres, for over 3 years, but less than 6 years in respect of 50 acres and for less than 3 years in respect of 71 acres. The entire extent of land comprised in this S.No. is 440 acres 3 guntas. If 302 acres of land are excluded from this S.No., only an extent of 138 acres comprised in this S.No., will be available for being reserved as Forest Block under Section 4 of the Hyderabad Forest Act. In respect of 181 acres, no action can be taken, for obvious reasons, to evict the persons from their possession as the possession has been there as already indicated above, for over 6 years. The same is the case in respect of 50 acres, as the possession is for over 3 years, but less than 6 years. In respect of 71 acres which has been occupied un-authorisedly since 3 years, action can be taken, if deemed necessary, to have the persons evicted from their possession. In that event, an extent of 209 acres and 3 guntas of land would be available to the Forest Dept. for being reserved as Forest Block under Section 4 of the Hyderabad Forest Act. Having regard to the facts indicated above, we consider that 209 acres of Parampoke land comprised in S.No. 56, may be reserved as Forest Block and the rest which is already in occupation for a long number of years, may be assigned to those, who have occupied as per Land Grant Rules. We also consider that the persons, who are in un-authorised occupation of 71 acres of land in this S.No. for less than 3 years as on 1-4-1961, should be evicted and that portion of the land may be included in the Forest reserve. Thus, the total area of land that will have to be available for reservation as Forest Block 209 acres and this will be a compact Block. The Rural Reconstruction Department of the Erstwhile Govt.of Hyderabad, vide their Notification No. 258 dated 1-10-1951, had ordered that the

extent of land comprised in this S.No. be declared as a protected Forest area.

4) MAKHDUMPURE. This was also a Jagir village, integrated with the Diwani in the year 1950, after the abolition of the Jagirs, by the Erstwhile Government of Hyderabad. In this village, an extent of 1,191 acres 28 guntas of land comprised in S.Nos. 51, 63, 140 and 162 (all Parampoke) has been proposed by the Forest Dept. for being reserved as Forest Block under Section 4 of the Hyderabad Forest Act. The Rural Reconstruction Department of the Erst-while Government of Hyderabad, vide their Notification No. 276 dated 19-10-1951, issued under Section 19 of the Hyderabad Forest Act 1355 Fasli (11 of 1355 Fasli) published in the Gazette No. 45 dated 11-8-1951, had declared this extent of land, that is, 1,191 acres 28 guntas as protected forest. The entire extent of land comprised in S.No. 162 i.e., 314 acres 26 guntas, has been occupied and cultivated by the villagers. According to the Revenue records, it is seen, that only an extent of 101 acres has been occupied and cultivated and that Siwai Jamabandi is being levied and collected only in respect of this extent. This is also a Parampoke land and there has been no forest growth in this. The un-authorised occupation has been there for over 6 years in respect of certain portion of the land and for less than 6 years and more than 3 years in respect of the other portion. A little over half the extent of land comprised in S.No. 140 has been un-authorisedly occupied by the villagers and there has been no forest growth on this land. The Revenue records show that only an extent of 123 acres has been unauthorisedly occupied and that Siwai Jamabandi is being collected in respect of this extent of land only. As the entire land will

have to be surveyed it cannot be definitely said, how much land comprised in this S.No. has been unauthorisedly occupied. But, the unauthorised possession over this land has been there for over 6 years in respect of 84 acres 25 guntas and for less than 6 years, but over three years in respect of 35 acres 15 guntas. As such, we consider that only the extent of land which is not encroached upon, may be declared as a forest area and the rest assigned among the persons, who have already occupied the same as per Land Grant rules. In S.No.63, an extent of 42 acres has been unauthorisedly occupied and the possession has been there for over 6 years. As such, this portion of the land which is already under occupation will have to be assigned also as per Land Grant Rules. The remaining extent of land comprised in this S.No., which is not encroached upon, will have to be declared as forest area. Such of those persons as are found to have occupied some portion of the land comprised in this S.No. since very recently, will have to be evicted and that portion will have to be included in the area proposed to be declared as Forest area. In S.No. 51, nearly half the extent of land is seen to have been un-authorisedly occupied since a long number of years and this extent of land will have to be assigned to the persons, who have occupied the same as per Land Grant Rules and the remaining portion will have to be declared as Forest reserve. The total extent of land which would be then available for being reserved as Forest area, will be 875 acres 22 guntas.

It is not known whether the Rural Reconstruction Department of the Erstwhile Government of Hyderabad had issued orders under Section 29 of the Hyderabad Forest Act of 1355 Fasli, for declaring this areasas a protected Forest area.

5) VENKATAPUR. This was also a Jagir village, integrated with the Diwani in the year 1950, after the abolition of the Jagirs, by the Erstwhile Govt.of Hyderabad. The Forest Dept. have sent proposals for declaring an extent of 1,849 acres 34 guntas comprised in S.Nos. 39,124, 139, 187, 222 and 285, for being reserved as Forest area, under Section 4 of the Hyderabad Forest Act. In this village, an extent of 51 acres 21 guntas in S.No. 124, 139, 187, and 222 has been unauthorisedly occupied and cultivated by the villagers. Siwai Jamabandi is being levied and collected. The possession also has been there for over 6 years, in respect of 25 acres and for over 3 years in respect of 21 acres and for less than 3 years in respect of 5 acres 20 guntas. There is also sufficient Gomal land in this village. As the extent of land encroached upon is negligable and as a huge extent of land is available for being reserved as a Forest Block, the land encroached upon may be considered for assignment, to the persons, who have occupied as per Land Grant Rules.

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It is not known whether the Rural Reconstruction Department of the Erstwhile Govt.of Hyderabad had issued orders under Section 29 of the Hyderabad Forest Act of 1355 Fasli, for delcaring this area as a Forest area.

6) DHARAMASAGAR. This was also a Jagir village, integrated with the Diwani in the year 1950, after the abolition of the Jagirs by the Erstwhile Govt.of Hyderabad. In this village, an extent of 1,433 acres 22 guntas of land comprised inS.Nos. 30,35,45 and 66, has been proposed for being declared as Forest reserve by the Forest Dept. Even in this village, only an extent of 30 acres of land comprised in S.No. 45, has been encroached upon and the encroachment is there for over 3 years in respect of 30 acres and for less than 3 years in respect of 9 acres.

As the area encroached upon is small and as the area asked for by the Forest Dept. is available, the encroached portion of the land may be considered for assignment to the persons, who have occupied the land, as per Land Grant Rules.

It is not known whether the Rural Reconstruction Dept. of the Erstwhile Govt.of Hyderabad had issued orders under Section 29 of the Hyderabad Forest Act of 1355 Faslk, for declaring this area as Forest area.

Before closing, we would like to record that the entire extent of land comprised in all the 6 villages referred to above and which is found to have been unauthorisedly occupied and cultivated,is Government Parampoke land and not finally reserved Forest land. After the integration of Jagir villages with the Diwani, for the sake of administrative convenience, the Board of Revenue of the Erst-while Government of Hyderabad had ordered, that all the land which was classified as Forest area in Jagir, all the Parampoke land and Gairan land, may be continued to be under the control of the Forest Department. It had also been ordered that the Forest Department may have the area that is found suitable, for being reserved as Forest area and that the remaining extent of Government land may be assigned for cultivation in consultation with the Forest Department. Presumably, under the impression, that all the land comprised in the villages, whether Parampoke or Gairan belonged to the Forest Department, the Forest Department has sent up proposals for declaring the entire land that is available in the above 6 villages as Forest area under the Hyderabad Forest Act.

P.T.O.

If the above proposals are approved, a regular survey of all the lands under the occupation of the villagers will have to be made and the extent held by each, determined and the balance ear-marked for being treated as Forest Reserve.

15/2/62

(M.W. Palekanda)
Conservator of Forests,
Bellary Circle, Bellary.

15/2/62

(I.P.Mallappa)
Deputy Commissioner,
Gulbarga District, Gulbarga.

Copy of the letter No. Cir. No. 6/11/98/52/A dated 14th April 1952 from the Secretary, Board of Revenue, Hyderabad addressed all Collectors, Dy. Collectors and all the Tahsildars.

SUBJECT:- Reservation of ex-jagir forest areas.

Sir,

The forest areas in the jagirs were given by Govt. orders under the control of the Forest Department after the jagirs were integrated with Diwani. The Forest Department is taking action to protect such of the areas as are suitable for reservation. They are not at present in a position to say how much of the ex-jagir forest areas are fit for reservation and will be retained permanently under the Forest Department. In the meanwhile reports are received that the Revenue Authorities have either auctioned the forest or allotted such forest parampoke lands on patta without prior consultation of the Chief Conservator of Forests, which was not correct.

In order to avoid further complications and damage to forest areas, it is hereby ordered that all these parampoke lands in ex-jagirs, which are either forest or kancha lands, will continue to be under the Forest Department till the reservation or protection proceedings are completed. When the Forest Department decides which areas are to be permanently retained with them, the other areas will revert to the Revenue Department for disposal. In the meanwhile, if there are any individual cases where Revenue Officers propose to take any action, they should do so after consulting Chief Conservator of Forests.

/ True Copy /

Sd/-
Secretary, B/R.

Deputy Commissioner
GULBARGA.

No. 2173/LND/FOR/61-62/

Office of the Dy. Commissioner,
Gulbarga District d/ 28-8-1962.

To

The Secretary to Government,
Agricultural & Forest Department,
Bangalore.

Subject:- Assignment of Forest Lands under Land Grant Rules in Chincholi Taluka.

Sir,

With reference to the above subject I write to state that the Tahsildar Chincholi has pointed out that some difficulties are being experienced by him in regard to the grant of forest lands for the purpose of cultivation which have been encroached upon un-authorisedly as well as to the regularisation of those unauthorised encroachments.

The forest area of 6 villages was inspected alongwith the conservator of forests Bellary, as per direction of Govt. in Agricultural & Forest Department contained in their letter No. AFD 5426/61 dated 5th July, 1962 and a detailed joint inspection note has been sent to Government in this office letter of even no. dated 25-2-1962. It was also mentioned in the last para of the Joint inspection note that if the proposals are approved by Government a regular survey of all the lands under the occupation of the villagers will have to be made and the extent held by each determined and the balance earmarked for being treated as forest reserve.

Orders of Government are awaited in this matter so far. It is therefore requested kindly to intimate if any orders have been passed by Government in this regard.

In regard to all such unauthorised encroachment over forest lands I am to state that:-

1. All rights acquired for pattas granted for cultivation on forest lands prior to 1.11.56 shall be fully honoured and accepted and that there would be no vacation of these rights at this time.

49 (52)

2. All pattas granted on lands assigned subsequent to 1.11.1956 by competent authority like the Revenue Department etc. would also be deemed as valid and lands so assigned shall not be included within the reserved forest area. (~~[illegible]~~).

3. The lands which have been illegally encroached upon in reserved forest area or where no such orders of assignement or grant have been made in such cases, all the vacation and encroachments must be cleared and the area so cultivated shall be included within the reserved forest area and

4. the remaining area within the reserved forest area shall be immediately declared as reserved forest area under the Hyderabad forest Act.

Orders of Government may kindlybe obtained on the above and communicated to this office early.

Yours faithfully,

For Dy. Commr. Gulbarga.

Copy to the Divisional Commissioner, Gulbarga, with reference to his office letter No. REV. 2324-LND 61-62 dated 4-8-1962 and in continuation of this office letter dated 21-8-1962 for information and ~~for~~ informing Government in this regard for obtaining suitable orders soon.

(53)

No. 2173/LND/FOR/61-62/

Office of the Dy. Commissioner,
Gulbarga District d/21-11-1962.
22

To

The Secretary to Government,
Agricultural and Forest Department,
Bangalore.

Subject:- Assignment of forest lands under land grant rules in Chincholi Taluqa.

Reference: This office letter of even no. dt. 28.8.1962.

Sir,

With reference to the above subject I write to request you to kindly to intimate the result of the case at the earliest.

Yours faithfully,

For Dy.Commr. Gulbarga.

MYSORE GOVT. SECRETARIAT
No. 3
26 NOV 1962
LAND & FOREST DEPARTMENT (APPAL SECTION)

Copy to the Divisional Commissioner,
for information and with a similar request.

For Dy. Commr. Gulbarga.

MYSORE GOVERNMENT SECRETARIAT
No. 9293
27 NOV 1962
FOREST BRANCH

(54)

50

GOVERNMENT OF MYSORE

OFFICE OF THE
DIVISIONAL COMMISSIONER,
GULBARGA.

No. REV.2324/LND/61-62

Dated 27th Nov. 1962.

To

MYSORE GOVT. SECRETARIAT
No. 30
DEC 1962
AGRL. & FORESTS DEPT. (TAPPAL SECTION)

The Secretary to Government of Mysore,
Agriculture & Forest Department,
Bangalore.

Sub:- Assignment of Forest Lands under the land grant rules in Chincholi Taluka.

Ref:- This Office Reminder letter No. REV.2324 LND 61-62 dated 19.10.1962.

1/12/62

******

Sir,

I write to state that the reservation of Forest in Chincholi range of Gulbarga Dist. is held up for want of final decission of the Government in this behalf. I therefore request that orders of the Government may kindly be communicated early so that the pending cases of reserve forest block of that range could be disposed of.

MYSORE GOVERNMENT SECRETARIAT
No. 9481
3 - DEC 1962
FOREST BRANCH

Yours faithfully,

M.G. Rao
27.11.62

for Divisional Commissioner,
Gulbarga.

" F.H. "
27.11.

M. G. S. App. F VI—G. 2]

52 (55)

SUBJECT.....

.....LEL 17.....

.....

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 196 .

Date of issue.....1 JAN 1963....196 .

Signed by.....

May this be—

(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No.

Proceedings of the Government of Mysore Elevn

1 JAN 1963

Read— ccf

w/r to your U.O note no. B3-51-LEL-430/61 of 30-11-1962, on the above subject I am directed to enclose herewith a copy of letter no. 2143/LRO/FOR-81-62 of 28-8-62 of the DC, Gulbarga to request you to send a detailed

Order thereon ANo.

(56)

report to Hour early

U/7

U/S A 77

Copy to -

1) The Divl Commr, Gulbarga w/r to his letter no. RE0-2324-LRO/01-02 dt 27-11-02 for info.

2) DC, Gulbarga for info.

OR
21/12/02

List of Enclosures.

Copied by

Examined by

53
(57)

GOVERNMENT OF MYSORE

No. AFD 122 FGL 61

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 1 JAN 1963 196

FROM

The *Secretary to the Government of Mysore,*

Agriculture and Forest Department.

To

The Chief Conservator of Forests in Mysore,
Bangalore.

Sir,

Subject:- Assignment of Forest Lands under Land Grant Rules in Chincholi Taluka.

With reference to your U.O. Note No. B3-51-GFL-430/61 dated 30th November,1962 on the above subject I am directed to enclose herewith a copy of letter No. 2173/LND/FOR-61-62 dated 28th August 1962 of the Deputy Commissioner, Gulbarga and to request you to send a detailed report to Government early.

Yours faithfully,

Sd/-
(T.S.Ramaiya)
Under Secretary to Government,
Agriculture and Forest Department.

Copy to:-

1. The Divisional Commissioner, Gulbarga with reference to his letter No.RSO-2324-LND/61-62 dated 27-11-1962 for information.
2. The Deputy Commissioner, Gulbarga for information.

Issued
2/1/63

RN.
31/xii

o/c.

(T.S.Ramaiya)
Under Secretary to Government,
Agriculture and Forest Department.

54 (58)

GOVERNMENT OF MYSORE

M.S. SWAMINATHAN, IAS.,
Divisional Commissioner,
Gulbarga Division.

GULBARGA.

D. O. No. REV.2324LND 61-62 Dated 2nd January 1963.

Dear Sri,

Sub:- Assignment of Forest Lands under the Land Grant Rules in Chincholi.

Ref:- Joint inspection report of the Conservator of Forest, Bellary and Deputy Commissioner, Gulbarga. 13-2-62

Please refer letter No. 2173 LND FOR 61-62 dated 28.8.1962 from the Deputy Commissioner, Gulbarga and this Office reminders noted in the margin.

1. No.REV.2324 LND 61-62	dated 7.9.1962	The case regarding reservation of the
2. - do -	dated 19.10.1962	
3. - do -	dated 27.11.1962	

forest block of Dharmasagar in Chincholi range is held up for want of final decision of the Government since more than six months.

I therefore request you to please look into the matter and communicate orders of Government early date so that the case may be disposed of.

Yours sincerely,

Sri Y.C.Hombalayya, IAS.,
Secretary to Government of Mysore,
Agriculture & Forest Department,
Bangalore.

" F.H. "
2.1.

8/1/63

GOVERNMENT OF MYSORE

No. AFD 122 FGL 61

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 1 JAN 1963 196

FROM

The Secretary to the Government of Mysore,
Agriculture and Forest Department.

To The Divisional Commissioner,
Gulbarga Division,
GULBARGA.

Sir,

Subject:- Assignment of Forest Lands under the Land Grant Rules in Chincholi.

-oOo-

With reference to your D.O.No. RMV-2324-LMD-61-62 dated 2-1-1963, on the above subject, I am directed to state that the matter is still under consideration of Government and the decision taken will be intimated to you in due course.

Yours faithfully,

Sd/-
(T.S.Ramaiya)
Under Secretary to Government,
Agriculture and Forest Department.

RN.10/1/63

Copy to:-

1. The Deputy Commissioner, Gulbarga for information in continuation of Government Letter No. AFD122 FGL61 dated 1-1-1963.

2. The Chief Conservator of Forests in Mysore, Bangalore for further action. The detailed report called for in Govt. letter dated 1-1-1963 may be submitted to Government immediately.

Issued
1/1/

O/C

(T.S.Ramaiya)
Under Secretary to Government,
Agriculture and Forest Department.

56 (60)

M. G. S. App. F VI—G. 2]

SUBJECT.....

paid

Diary No. of letter replied to.....

Section

Serial No.

File No.

Mysore Government Secretariat

( )

the 196

Date of issue 11 JAN 1963 196

Signed by.....

May this be—

(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Proceedings of the Government of Mysore

LO 11 JAN 1963

Read Divl Comr, Gulbarga w/r to your D.O. No. REV-2324-LND-61-62 dt 2-1-

Order thereon.—In the above subject, I am directed to state that the matter is still under consideration of Govt. & the decision taken will be intimated to you in due

(61)

Course

U/7

U/S A 7

Copy to:-

1) DC, Gulbarga for info in continuation of G.L. No. AED 122 FDL 61 dt 1-1-1963.

2) CCF for further action. The detailed report called for in G.L. dt 1-1-1963 may be subd. to Govt. immediately

U/7

List of Enclosures

U/S A 7

PR 9/1/63

3/16/1

Copied by

Examined by

(62)
57

GOVERNMENT OF MYSORE

T.S.Ramaiya
Under Secretary to Government,
Agriculture and Forest Department

'VIDHANA SOUDHA,'
BANGALORE,
Dated 30 JAN. 1963 *196*

D.O. No. APD 122 FGL 61
'IMMEDIATE'

S.E. 188

Dear Sir,

Sub:- Assignment of Forest lands under the land grant rules in Chincholi.

In inviting reference to Government letter of even No. dated 1st January 1963 and subsequent reminder on 11th January, 1963, on the subject mentioned above, I am directed to request you to send the report called for in Government letter dated 1st January 1963 immediately, as the matter is pending with Government from a long time.

The information may be furnished to Government treating the matter as 'MOST URGENT'.

Yours sincerely

sd/-

Sri.C.H.Shankaraiah,
Technical Assistant to the
Chief Conservator of Forests in Mysore,
Bangalore-1.

Copy to the the Divisional Commissioner, Gulbarga for information.

Issued
O/C

Under Secretary to Government
A & F Department

DCR/-3.

(63)

No. B3-72-358/60-61
E. Telegram.

Office of the Chief Conservator of Forests in Mysore, Bangalore,
Dated 21 January 1963.

To
The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

MYSORE GOVT. SECRETARIAT SECTION
No. 18
23 JAN 1963
AGRL. & FOREST DEPT. (TAPP)

Sir,

Sub:- Telegram from the S.C and S.T. people of Magdumpur Village, Chincholi Taluk - Request not to evict them from the lands under cultivation by them for the last 25 years.

Ref:- Your memo No. AFD 4085/60 dated 10-5-60

23/1/63

MYSORE GOVERNMENT SECRETARIAT
NO. 491/63
24 JAN 1963
4085/60
FOREST BRANCH

The areas under reference were jointly ~~inspected~~ inspected by the Deputy Commissioner Gulbarga and the Conservator of Forests, Bellary Circle, and the joint inspection report was submitted to Government by the Deputy Commissioner, Gulbarga under his letter No. 2173/LND/FOR/61-62 dated 15-2-1962. I have furnished my remarks to Government in this behalf under this Office U.O.No.B3-51-GFL-436/61 dated 1-12-1962. In the Circumstances reported therein, the applicants may approach the Forest Settlement Officer, Gulbarga further in this behalf.

The telegram received with your memo under reference is returned herewith.

Yours faithfully,

Chief Conservator of Forests.

kcs/

Recd from the President Clerk on 22-4-1960 at 11.50 P.M.

(64)

22/4 396

THE MINISTER FOR FOREST A.142 29 APR 1960

INVEST WISELY Buy NATIONAL SAVINGS CERTIFICATES

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

SERVICE BEFORE SELF

C.C.F. for remarks

Class

Prefix ..... Code ..... No. C.

Recd. from ..... Sent at ..... Office Stamp.

By ..... To ..... By .....

MYSORE GOVERNMENT SECRETARIAT No. 4085 FOREST BRANCH 3 MAY 1960

Handed in at (Office of Origin) TANDUR Date. 21 Hour. Minute. Service Instructions. Words.

To Forest minister Bangalore

Recd. here at H. M.

0049 44 17/5

we Sheduld castes and tribes maadumpur village Chincholi taluka Professor Prampoke land since 25 years with Paying revenue But forest department Trying to place us taking land kindly

N. B.—The name of the sender, if telegraphed, should be written after, but separated from the text.

inquired and Justified
= Lachappa and others maadumpur =

Solar Works, P-1/67F/55-56 (Part 1) 1L-P-178-50,000, Books Junc-56

MEMO NO.AFD 4085/60 Dt 10 May 60.

Forwarded to the Chief Conservator of Forests, Bangalore, for remarks.

10.5.60

Deputy Secretary to Government,
Agriculture & Forest Department.

(66)

No.B3-51-GFL-436/61. OFFICE OF THE CHIEF CONSERVATOR OF FORESTS IN MYSORE, BANGALORE.

1646 DATED: 1-2-63.

To

The Secretary to the Government of Mysore,
Agriculture and Forest Department,
BANGALORE.

Sir,

Subject:--Assignment of Forest lands under Land Grant Rules in Chincholi Taluk.

Reference:--Your letter No.AFD 122 FGL 61, dated 1st January 1963.

.....

I invite your reference to this Office U.O. Note No.B3-51-GFL-436/61, dated 30-11-1962/1-12-1962 under which I have offered any remarks on the joint inspection note of the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary. As pointed out to Government, therein, regular survey will be necessary to find out the extent of land under cultivation either unauthorisedly or otherwise and this will take sufficiently long time. Hence in order to avoid any delay in the matter of declaring these areas as reserved Forests, it is ~~desirable~~ to notify all those areas under Section 4 of the Hyderabad Forest Act as proposed by the Forest Department. After the issue of Notification under Section 4, the Forest Settlement Officer will have full discretion to exclude any area from the final reservation proposal and he can dispose of the cases of persons, who are cultivating the lands unauthorisedly or otherwise, on the merits of each case. Hence the Deputy Commissioner, Gulbarga may kindly be asked to agree to the issue of Notification under Section 4 of the HFA, as proposed by this Department.

Yours faithfully,

CHIEF CONSERVATOR OF FORESTS.

B.K.31/1/5.

MYSORE GOVERNMENT SECRETARIAT
NO. 119/63
4 - FEB 1963
122+9L5
FOREST BRANCH

M. G. S. App. F VI—G. 2]

SUBJECT.....

.....to.....

.....

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 196 .

Date of issue..... 196 .

Signed by.....

May this be—

(i) printed?

(ii) treated as a Standing Order?

(iii) published in the Gazette, English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No.

Proceedings of the Government of Mysore

Read Dr, Gulbarga w/r to your letter no. 2173/LND FOR/61-62 dt 28/8/1962, on the above subject, I am directed to state that Govt. after due consideration have decided that such of the areas as are under cultivation or under occupation

62

(68)

and could be defined clearly & specifically, may be excluded from the notifn. & ~~a~~ only the marginal lands & those that are under cultivation for less than three years as on 1-4-1961 as also those not under occupation may be notified u/s 4 of the Hyderabad Et., Act.

You are directed to take further action immediately.

List of Enclosures.

u/7

u/s 22 A & 7

Copy to —

1) The Dist Comr, Gulbarga
2) C.C.f
3) R.D.,

for nf n.

Copied by

Examined by

/DRAFT GOVT.ORDER/

Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka-Clarification regarding-
-oOo-

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

*****

ORDER NO. AFD 122 FGL 61

Dated: Bangalore 30-7-63

READ:-

Government letter No. AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No. 2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No. 2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No. B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the owhership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence

...2

they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under section 4of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

O R D E R

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under section 4 of Hyderabad Forest Act would be impractical suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time and this would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation, in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be

...3

excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No. AFD 122 FGL 61 dated 22-2-1963.

p-61 cl

By Order and in the name of the
Governor of Mysore,

Under Secy., A&FD.

To

The C.C.F.
The Divl.Commr. Gulbarga
The D.C., Gulbarga
The C.F., Bellary Circle, Bellary
R.D.

Copy to

The P.S. to the Min.for P.W. & Ele. for information.

Copy to The P.S. to the Minister for Forests & Fisheries.

RN.10/7

66 (72)

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka - Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/IND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/IND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

O R D E R

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupatio in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,
T.S. Ramaiya
(T.S. Ramaiya),
Under Secretary to Government,
Agriculture andForest Department.

To

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/IND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/IND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

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O R D E R

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The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the Governor of Mysore,

T.S. Ramaiya

(T.S. Ramaiya),
Under Secretary to Government,
Agriculture andForest Department.

To

(74)
68

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

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3. Letter No.2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE :-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

O R D E R

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupatio in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,
T.S. Ramaiya
(T.S. Ramaiya),
Under Secretary to Government,
Agriculture andForest Department.

To

(75)
69

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka - Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE :-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

O R D E R

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,

T.S. Ramaiya

(T.S. Ramaiya),
Under Secretary to Government,
Agriculture and Forest Department.

To

(76)

70

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE :-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

ORDER

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,
T.S. Ramaiya
(T.S. Ramaiya),
Under Secretary to Government,
Agriculture andForest Department.

To

(77)
71

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluk
Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B3-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

ORDER

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,

T.S. Ramaiya
(T.S. Ramaiya),
Under Secretary to Government,
Agriculture and Forest Department.

To

(78)

72

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka - Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/LND/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.ES-51-GFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

ORDER

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,

T.S. Ramaiya

(T.S. Ramaiya),
Under Secretary to Government,
Agriculture and Forest Department.

To

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka - Clarification regarding -

ORDER NO. AFD 122 FOL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5426/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/RED/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/RED/FOR/61-62 dated 28-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.B5-51-OFL-436/61 dated 1-2-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

ORDER

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve inordinate delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time andthis would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FOL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,

J.S. Ramaiya
(J.S. Ramaiya),
Under Secretary to Government,
Agriculture and Forest Department.

To

74 (80)

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Assignment of Forest land under 'Land Grant Rules' in Chincholi Taluka - Clarification regarding -

ORDER NO. AFD 122 FGL 61

BANGALORE DATED THE 30TH JULY 1963

READ:-

Government letter No.AFD 5436/61 dated 5-7-1961 addressed to the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle, Bellary.

2. Letter No.2173/LND/FOR/61-62 dated 15-2-1962 of the Deputy Commissioner, Gulbarga.

3. Letter No.2173/LND/FOR/61-62 dated 23-8-1962 of the Deputy Commissioner, Gulbarga.

4. Letter No.ES-51-STL-436/61 dated 1-3-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

It was brought to the notice of the Government that a large extent of land of forest area was under cultivation in 6 to 7 villages of Chincholi Taluka and there was disputes with regard to the ownership of the land between the villagers and the Department. The main contention of the villagers was that they had purchased these lands from previous owners and they are cultivating the same from the last ten years. The contention of the Department was that after abolition of Jhagir lands in Hyderabad area the ownership of these lands is vested in Government only and the villagers were only encroachers, since the Jhagirdars have received compensation from Government. But the villagers represented that the ownership of the said lands vested in them only since they have purchased these lands before the ownership of Jhagirs was vested in Government and hence they have got prior right over these lands. Since it was difficult to determine the correct position, a Joint Inspection had been ordered to be conducted in Government letter dated 5-7-1961 by the Deputy Commissioner, Gulbarga and the Conservator of Forests, Bellary Circle to examine the case under dispute and send their opinion with regard to the right, title and ownership of the disputed properties and also the area under cultivation, to Government. In the Joint Report the concerned officers have recommended that the lands which are under cultivation for over three years as on 1-4-1961 whether authorised or otherwise should be released for cultivation and also they have suggested therein that a regular survey may be conducted of all the lands under cultivation so that the remaining area may be notified as reserve forest. The Chief Conservator of Forests has suggested that the entire area may be notified under Section 4 of H.F.A. so that the Forest Settlement Officer might be able to examine each case and decide on merit.

ORDER

On examination, it is found that conducting a regular survey at this juncture or bringing the entire area under notification under Section 4 of Hyderabad Forest Act would be impracticable suggestion as it would involve considerable delay and good deal of inconvenience to the land holders who are already cultivating the same from a long time and this would also mean interference with the rights over their holdings. Government are therefore pleased to order that the areas which are under cultivation or under occupation in these 7 villages of Chincholi Taluka which could be defined clearly and specifically may be excluded from the Notification and only such of the lands that are under cultivation for less than 3 years as on 1-4-1961 as also those not under occupation may be notified under Section 4 of the Hyderabad Forest Act.

The Deputy Commissioner, Gulbarga is authorised to take further action in the matter immediately as already directed in the Government letter No.AFD 122 FGL 61 dated 22-2-1963.

By Order and in the name of the
Governor of Mysore,

J.S. Ramaiya
(J.S. RAMAIYA),
Under Secretary to Government,
Agriculture Enlargement Department.

To

75 (81)

OFFICE OF THE MINISTER FOR
PUBLIC WORKS ~~AND ELECTRICITY~~

BANGALORE,

AFD 122 FGL 61

Dated 15th July 1963.

AGRICULTURE & FOREST SECT.
1110
16 JUL 1963
GOVERNMENT OF MYSORE

The file leading to the issue of letter No.AFD 122 FGL 61 dated 22.6.1963 to the Deputy Commissioner, Gulbarga reg: Assignment of Forest land under Land Grant rules in Chincholi Taluka, may kindly be put up for perusal by the Minister.

By Order,

G. Siddanaiah 19/7

(G. Siddanaiah)
Private Secretary to the
Minister for Public Works.

MYSORE GOVERNMENT SECRETARIAT
NO.
25 JUL 1963
5836
FOREST BRANCH

Secretary,
Agri.& Forest

Seen by the Minister
26/9

The file may be sent through the AC (Forests)
19.7

DEPUTY SECRETARY TO GOVT.
NO. 1238/63
AGRICULTURE & FOREST DEPTT.

20.7

23/7/63 Seen

(82)

Mysore Government Secretariat | File No. of 196 | [App. F. III 2

Serial No.

3) Please see paras 1 and 2 n/f. The file No. AFD 122 FGL 61 is submitted herewith and the same may be sent to the Minister for P.W.D. through the Hon'ble M(F) w/r to para 2 n/f.

OR
30/7 2 31/7. D.S. BR 31/7/63 4 2.8.

Secy (at Delhi)

Minister for Forests H.M. (P.W.D) will please see G.O at Flag A BR 2.8.63

M/Forests) 28/9

OFFICE OF THE MINISTER F... NO 1780 5 AUG 1963 BANGALORE.

DEPUTY SECRETARY TO GOVT. NO. 4784 1 AUG 1963 AGRICULTURE & FOREST DEPTT.

OFFICE OF THE MINISTER FOR FOREST & FISHERIES No. F. 2075/63 2 AUG 1963 BANGALORE.

Note.—Contn. Sheet

76

Copy of the letter No.AFD 122 FGL 61 dated 22-6-63 from the Secretary to Government, Agriculture & Forest Dept., Bangalore, addressed to the Deputy Commissioner, Gulbarga and Copy to the Divisional Commissioner, Gulbarga, the Chief Conservator of Forests, the Revenue Department.

Sub:- Assignment of Forest Land under Land Grant Rules in Chincholi Taluka.

With reference to your letter No.2173/LND/FOR/61-62 dated 28-8-1962, on the above subject, I am directed to state that Government after due consideration have decided that such of the areas as are under cultivation or under occupation and could be defined clearly and specifically, may be excluded from the Notification and only the marginal lands and those that are under cultivation for less than three years as on 1-4-1961 as also those not under occupation may be notified under section 4 of the Hyderabad Forest Act.

You are directed to take further action immediately.

Office of the Minister for Forests, Fisheries & Sericulture, Vidhana Soudha, Bangalore, Dated: 10th July '63.

T.No.MFFS.835/63-4.

Copy of the above is forwarded to the Private Secretary to the Minister for P.W.D., for being submitted to the Hon'ble Minister for Public Works.

(M.N.Chickaiah)
P.S. to the Minister for Forests and Fisheries.

Submitted for kind perusal
12/7

The G.L. is vague. Hence the file may be obtained for perusal.
V. Gowda
12/7

No..... date.....
Secy Agr & Forest has been requested to bring up the file